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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KEITH KELLY,

Plaintiff,

vs.

CITY OF SACRAMENTO, a municipal
corporation; ARIAN TERMAN, individually and
in his official capacity as a Police Officer for the
CITY OF SACRAMENTO; DARBY
LANNOM, individually and in his official
capacity as a Police Officer for the CITY OF
SACRAMENTO; and DOES 1-50, inclusive,
individually and in their official capacity as
police officers for the Sacramento Police
Department,

Defendants.

CASE NO.: 2:21-cv-01324-JAM-KJN

STIPULATION AND ORDER ALLOWING
PLAINTIFF TO FILE SECOND AMENDED
COMPLAINT FOR DAMAGES

WHEREAS on July 28, 2021, Plaintiff filed his Complaint for damages against the City of Sacramento ("Defendants"). At the time of the filing, Plaintiff did not know the identity of the K9 handler involved in the incident.

6 **WHEREAS** Plaintiff is amendable to the dismissal of his *Monell, First Amendment, Denial*
7 *of Medical Care* claims.

10 **WHEREAS** a copy of Plaintiff’s proposed Second Amended Complaint for Damages is
11 attached hereto as **Exhibit “A.”**

1. Plaintiff should be granted leave to amend to file his Second Amended Complaint for Damages, a copy of which is attached hereto as **Exhibit “A.”**

2. Defendant's responsive pleading shall be due twenty-one (30) days after the Second Amended Complaint for Damages is served.

²⁰ Dated: March 25, 2022

24 | Dated: March 25, 2022

25 /s/ Ricardo Baca
 26 **Ricardo Baca**
DGR

ORDER

PURSUANT TO THE STIPULATION OF THE PARTIES, and pursuant to the Court's inherent and statutory authority, including but not limited to the Court's authority under the applicable Federal Rules of Civil Procedure and the United States District Court, Eastern District of California Local Rules; and upon such other evidence or argument as was presented to the Court; Good Cause appearing therefor, and in furtherance of the interests of justice:

1. Plaintiff shall be granted leave to amend to file his Second Amended Complaint for Damages, a copy of which has been attached as **Exhibit "A."**

2. Defendant's responsive pleading shall be due thirty (30) days after the Second Amended Complaint for Damages is served.

IT IS SO ORDERED.

Dated: March 30, 2022

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE